

HOUSE BILL 296

By Ferguson

AN ACT to amend Tennessee Code Annotated, Title 63,
relative to health care professions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 1, is amended by adding the following language as a new, appropriately designated section:

(a) A restriction on the right of an employed health care provider to practice his or her profession upon termination or conclusion of the employment relationship shall be deemed reasonable if:

(1) The restriction is set forth in an employment agreement or other written document signed by the health care provider and the employing entity;

(2) The duration of the restriction is two (2) years or less; and

(3) The maximum allowable area of restriction is the greater of:

(A) The county in which the primary practice is located; or

(B) A ten (10) mile radius from the primary practice site of the health care provider while employed.

(b) The provisions of this section shall apply to health care providers licensed under title 63, chapters 3, 4, 5, 8, 9 and 11.

SECTION 2. This act shall take effect on July 1, 2007, the public requiring it.